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ATTORNEYS FOR Defendant
United Parcel Service, Inc.

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

JOHN WELCH, : Civil Action 09-cv-4400 (ADS)

Plaintiff, : **ORDER**

-against- :
:

UNITED PARCEL SERVICE, INC. d/b/a : **ELECTRONICALLY FILED**
UPS,

Defendant. :
:
:
:

This matter having been opened to the Court upon the application of Day Pitney LLP, attorneys for defendant United Parcel Service, Inc. ("UPS"), on notice to Frank & Associates, P.C., attorneys for plaintiff, and the Court having considered the papers filed in support of and in opposition to the motion, and having heard oral argument, if any; and good cause having been shown;

IT IS on this ____ day of _____, 2011;

ORDERED that defendant's Motion for Summary Judgment be and hereby is granted;
and

ORDERED that plaintiff's Amended Complaint is hereby dismissed in its entirety with
prejudice.

Hon. Arthur D. Spatt, U.S.D.J.

Opposed _____

Unopposed _____